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FIRST NAMED INVENTOR APPLICATION NO. CONFIRMATION NO. FILING DATE ATTORNEY DOCKET NO. 10/609,138 06/26/2003 Ronald Vern Schauer 008550 USA/CPS/IBSS 03/24/2006 **EXAMINER** APPLIED MATERIALS, INC. LUONG, SHIAN TINH NHAN Patent Department, M/S 2061 ART UNIT PAPER NUMBER P.O. Box 450A Santa Clara, CA 95052 3728

DATE MAILED: 03/24/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

1. ☐ The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavir, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:    **Purply** **Purpl			Application No.	Applicant(s)			
Shian Luong   3728   Shian L	<u>-</u>		10/609,138	SCHAUER, RONALD VERN			
-The MAILING DATE of this communication appears on the cover sheet with the correspondence address - THE REPLY FILED 13 March 2008 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.  In The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandomment of but the property of the		n Appeal Brief	Examiner	Art Unit			
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1. ☐ The reply was filed after a final rejection, but prior to or on the same day as filing a Nolice of Appeal. To avoid abandomment of this application, applicant must timely file one of the following replies: (f) a amendment, affaidwit, or other evidence, which places the application in condition for allowance; (2) a Nolice of Appeal (with appeal fee) in compliance with 37 CFR 4.131; or (3) a Request for Continued Examination (RCC) in compliance with 37 CFR 4.131; or (3) a Roquest for Continued Examination (RCC) in compliance with 37 CFR 1.134. The reply must be filed within one of the following time periods:  □ The period for reply expires 2 months from the mailing date of the final rejection.  Examiner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FIRSL RESECTION. See MPEP 705607(f).  Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee numbers of the date for purposes of determining the period of settlements and the corresponding amount of the fee. The appropriate extension fee number 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set from in (a) above, if checked. Any reply reversed by the Office later than three months after the mailing date of the final rejection, even if timely filed. The Nolice of Appeal was filed on	The MAILING DATE of this communication appears on the cover sheet with the correspondence address						
this application, applicant must timely file one of the following replies: (f) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal feet) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:  **PLD*** SND**** N(Q)371*** EXTENDED***  **TO AND**** N(Q)371*** EXTENDED***  **TO AND**** N(Q)371*** EXTENDED***  **TO AND**** N(Q)371*** EXTENDED***  **TO AND***** N(Q)371*** EXTENDED***  **TO AND****** N(Q)371*** EXTENDED****  **TO EXTENDED******  **TO EXTENDED******  **TO EXTENDED*****  **TO EXTENDED****  **TO EXTENDED***  **TO EXTENDED****  **TO EXTENDED***  **TO EXTENDED****  **TO EXTENDED***  **TO	THE REPLY FILED 13 March 2006 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.						
a) \( \) The period for reply expires 3 months from the mailing date of the final rejection. \( \) The period for reply expires 0(1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later, in no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.  Examiner Note: If No. 15 is checked, check either box (a) or (b), ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).  Extensions of time may be obtained under 37 CPR 1.13(8). The date on which the petition under 37 CPR 1.13(8) and the appropriate extension fee nave been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee nave been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee nave been filed in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any exmert patent term adjustment. See 37 CPR 1.73(e), and any reduce any exmert patent term adjustment. See 37 CPR 1.73(e), and any extension thereof (37 CPR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal as been filed, any reply must be filed within the time period set forth in 37 CPR 41.37(e).  AMENDMENTS  3. The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because (a) They raise new issues that would require further consideration and/or search (see NOTE below);  (b) They raise new issues that would require further consideration and/or search (see NOTE below);  (c) They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal, and/or  (d) They present additional claims without canceling a	1. The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3)						
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2. ☐ The Notice of Appeal was filed on A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(a)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a).  **MENDMENTS**  3. ☑ The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because (a) ☑ They raise new issues that would require further consideration and/or search (see NOTE below);  (b) ☐ They raise the issue of new matter (see NOTE below);  (c) ☑ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or  (d) ☐ They present additional claims without canceling a corresponding number of finally rejected claims.  NOTE: **See Continuation Sheet** (See 37 CFR 1.116 and 41.33(a)).**  4. ☐ The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324).  5. ☐ Applicant's reply has overcome the following rejection(s):	have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).						
3. ☑ The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because  (a) ☑ They raise new issues that would require further consideration and/or search (see NOTE below);  (b) ☐ They raise the issue of new matter (see NOTE below);  (c) ☑ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or  (d) ☐ They present additional claims without canceling a corresponding number of finally rejected claims.  NOTE: See Continuation Sheet. (See 37 CFR 1.116 and 41.33(a)).  4. ☐ The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324).  5. ☐ Applicant's reply has overcome the following rejection(s):  6. ☐ Newly proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).  7. ☐ For purposes of appeal, the proposed amendment(s): a) ☐ will not be entered, or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.  7. ☐ For purposes of appeal, the proposed amendment(s): a) ☐ will not be entered, or b) ☐ will be entered and an explanation of how the new or amended claims sollows:  7. ☐ Claim(s) allowed:  7. ☐ Claim(s) objected for  8. ☐ The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e).  8. ☐ The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered because the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 41.33(d)(1).  9. ☐ The affidavit or other evidence is entered. An explanation of	2. The Notice of Appeal was filed on A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a).						
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13. Other:  Shian Luong Primary Examiner	11. The request for reconsideration has been considered but does NOT place the application in condition for allowance because:						
shian Luong Primary Examiner	12. Note the attached Information Disclosure Statement(s). (PTO/SB/08 or PTO-1449) Paper No(s).						
Primary Examiner	13. [ ] Other:			Morra			
Primary Examiner			<b>1.</b> ——	11-	-		
			विदे	Primary Examiner			

Continuation of 3. NOTE: New issues are raised by the amendments to claim 1 at lines 18-21 and claim 12 at lines 22-25 which would require further consideration and/or search.